



Desket No.: PC-0028 US

Response Under 37 C.F.R. 1.116 - Expedited Procedure

Examining Group 1642

Certificate of Mailing

This certifies that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 28, 2003.

By: Lisa McDill Printed: Lisa McDill

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

RECEIVED

SEP 04 2003

TECH CENTER 1600/2900

In re Application of: Lasek et al.

Title: INTESTINAL PROTEINS

Serial No.: 09/729,454

Filing Date: December 4, 2000

Examiner: Yu, M.

Group Art Unit: 1642

Mail Stop: AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated May 29, 2003, of the Examiner's rejection of Claims 24, 27, 28, 31 and 37.

Please charge the Appeal fee of **\$320.00** required under 37 CFR 1.17(b) to Deposit Account No. **09-0108**. The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayments to Deposit Account No. **09-0108**.

Respectfully submitted,

INCYTE CORPORATION

Date: August 28, 2003

Jenny Buchbinder
for Jenny Buchbinder
Reg. No. 48.588
Direct Dial Telephone: (650) 843-7212

Customer No.: 27904
3160 Porter Drive
Palo Alto, California 94304
Phone: (650) 855-0555 or Fax: (650) 845-4166